

STATE OF MICHIGAN

BEFORE THE MICHIGAN PUBLIC SERVICE COMMISSION

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In the matter of the joint requests for Commission)
approval of interconnection agreements and)
amendments.)
_____)

At the August 20, 2002 meeting of the Michigan Public Service Commission in Lansing,
Michigan.

PRESENT: Hon. Laura Chappelle, Chairman
Hon. David A. Svanda, Commissioner
Hon. Robert B. Nelson, Commissioner

OPINION AND ORDER

The following parties have filed joint applications for approval of interconnection
agreements and amendments:

- Case No. U-12473 Ameritech Michigan and ICG Telecom Group, Inc.
Application filed August 2, 2002 for approval of the second
amendment (9-1-1 waiver).
- Case No. U-13124 Ameritech Michigan and McLeodUSA Telecommunications
Services, Inc.
Application filed July 22, 2002 for approval of the second
amendment (reciprocal compensation).
- Case No. U-13217 Ameritech Michigan and KMC Telecom II, Inc., KMC Telecom
III, Inc., and KMC Telecom V, Inc.
Application filed July 9, 2002 for approval of the first and second
amendments (merger conditions and revised pricing schedule, and
reciprocal compensation).

- Case No. U-13463 Verizon North Inc. and Contel of the South, Inc., d/b/a Verizon North Systems, and Comm South Companies, Inc.
Application filed July 8, 2002 for approval of an interconnection agreement (adoption, pursuant to 47 USC 252(i), of the agreement approved on July 16, 1999 in Case No. U-11165 between Verizon and AT&T Communications of Michigan, Inc.).
- Case No. U-13466 Ameritech Michigan and Vertex Broadband Corporation
Application filed July 9, 2002 for approval of an interconnection agreement.
- Case No. U-13473 Verizon North Inc. and Contel of the South, Inc., d/b/a Verizon North Systems, and DMJ Communications, Inc.
Application filed July 11, 2002 for approval of an interconnection agreement.
- Case No. U-13483 Ameritech Michigan and Williams Local Network, LLC
Application filed July 18, 2002 for approval of an interconnection agreement.
- Case No. U-13487 Ameritech Michigan and Metro Teleconnect Companies, Inc.
Application filed July 22, 2002 for approval of an interconnection agreement.
- Case No. U-13492 Ameritech Michigan and C.L.Y.K., Inc., d/b/a Affinity Telecom
Application filed July 25, 2002 for approval of an interconnection agreement (adoption, pursuant to 47 USC 252(i), of the agreement approved on September 7, 2001 in Case No. U-13027 between Ameritech Michigan and Quick Communications, Inc., including the Mi2A), a negotiated reciprocal compensation appendix, the first amendment (rates and charges approved in Cases Nos. U-11831 and U-12696), and the second amendment (unbundled local switching – shared transport, operator services, and directory assistance).

Section 252 of the federal Telecommunications Act of 1996, 47 USC 252, requires that any interconnection agreement that is adopted by negotiation be submitted to the Commission for approval. 47 USC 252(e) provides in part:

- (2) The State commission may only reject
 - (A) an agreement (or any portion thereof) adopted by negotiation under subsection (a) of this section if it finds that--
 - (i) the agreement (or portion thereof) discriminates against a telecommunications carrier not a party to the agreement; or

- (ii) the implementation of such agreement or portion is not consistent with the public interest, convenience, and necessity; . . .

(3) Notwithstanding paragraph (2), but subject to section 253 of this title, nothing in this section shall prohibit a State commission from establishing or enforcing other requirements of State law in its review of an agreement, including requiring compliance with intrastate telecommunications service quality standards or requirements.

47 USC 252(e)(2) and (3).

The Commission concludes, after reviewing the applications, agreements, and amendments, that it should approve the applications. The Commission finds that the agreements and amendments are consistent with federal and state law and are in the public interest. Under 47 USC 252(i) and MCL 484.2359(2), the services provided under the agreements, as amended, must be made available to other telecommunications carriers upon the same terms and conditions.

The Commission FINDS that:

- a. Jurisdiction is pursuant to 1991 PA 179, as amended, MCL 484.2101 et seq.; the Communications Act of 1934, as amended by the Telecommunications Act of 1996, 47 USC 151 et seq.; 1969 PA 306, as amended, MCL 24.201 et seq.; and the Commission's Rules of Practice and Procedure, as amended, 1992 AACS, R 460.17101 et seq.
- b. The interconnection agreements and amendments listed above should be approved.

THEREFORE, IT IS ORDERED that:

- A. The interconnection agreements and amendments listed above are approved.
- B. Approval of the interconnection agreements and amendments does not alter the duty of the parties to comply with relevant federal and state law and past and future Commission orders and rules.

The Commission reserves jurisdiction and may issue further orders as necessary.

MICHIGAN PUBLIC SERVICE COMMISSION

/s/ Laura Chappelle

Chairman

(S E A L)

/s/ David A. Svanda

Commissioner

/s/ Robert B. Nelson

Commissioner

By its action of August 20, 2002.

/s/ Dorothy Wideman

Its Executive Secretary

The Commission reserves jurisdiction and may issue further orders as necessary.

MICHIGAN PUBLIC SERVICE COMMISSION

Chairman

Commissioner

Commissioner

By its action of August 20, 2002.

Its Executive Secretary

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Suggested Minute:

“Adopt and issue order dated August 20, 2002 approving interconnection agreements and amendments, as set forth in the order.”